

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

HARMON LEE MANUEL, II #01645658 §
VS. § CIVIL ACTION NO. 6:12cv880
DIRECTOR, TDCJ-CID §

ORDER OF DISMISSAL


Petitioner Harmon Lee Manuel, II, an inmate confined in the Texas prison system, proceeding *pro se*, filed the above-styled and numbered petition for a writ of habeas corpus challenging his Smith County conviction for four counts of stalking. Petitioner pled “not guilty”, but was convicted after a bench trial and sentenced by the trial court to six years’ imprisonment. *See* 2 CR at 112, 125; 7 RR 168. The petition was referred to United States Magistrate Judge John D. Love, who issued a Report and Recommendation which was docketed on March 9, 2016, concluding that the petition for a writ of habeas corpus should be dismissed with prejudice. Petitioner is represented by retained counsel. No objections from either party have been received.

The Report of the Magistrate Judge, which contains his proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and having made a *de novo* review of the objections raised by the Petitioner to the Report, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct. Therefore the Court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of the Court. It is accordingly

ORDERED that the petition for a writ of habeas corpus is **DENIED** and the case is

DISMISSED with prejudice. A certificate of appealability is **DENIED**. All motions not previously ruled on are hereby **DENIED**.

SIGNED this 24th day of March, 2016.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE